

Appellate Division, and Susanna Rojas, Esq. The New York Surrogate's Court has not yet appointed a personal representative for the estate of Judge Louis York, but this Office expects to represent Judge York's interests in this action, and we include him in the instant motion to protect his rights in this litigation, as required by New York law.

An extension is necessary because of (i) the recent assignment of counsel to this case and the need to review the 612-page, 2287-paragraph complaint and the exhibits attached thereto, (ii) the retention on December 10, 2014, of designated local counsel; (iii) the need to determine which defendants have been served and whether the purported service was timely and adequate, (iv) the need to await the appointment of a representative of Judge York's estate before formally being retained on its behalf; and (v) the difficulty of communicating with the State Defendants during the holiday season.

On December 11, 2014, this Office twice sought Plaintiff's consent for an extension by calling her and leaving voicemail messages at the phone number listed on the docket. Plaintiff did not return our calls.

CONCLUSION

WHEREFORE the State Defendants respectfully request that this Court enter an order extending their time to respond to the complaint until February 11, 2015, or until such time as the Court deems appropriate.

Dated: December 12, 2014
New York, New York

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CERTIFICATE OF SERVICE

I hereby certify that on this date, December 12, 2014, I have electronically filed the foregoing **MOTION FOR AN EXTENSION TO ANSWER** using the CM/ECF system which will automatically send electronic mail notification of such filing to counsel of record as follows:

None, pro se

I hereby certify that I mailed by United States Postal Service the document to the following non-CM/ECF participants:

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